

REMARKS

Applicant has carefully reviewed and considered the Office Action mailed on December 10, 2003, and the references cited therewith.

Claims 82 and 84 are amended herein, no claims are canceled herein, and no claims are added herein; as a result, claims 1-9 and 11-89 are now pending in this application.

§112 Rejection of the Claims

Claims 82-89 were rejected under 35 USC § 112, first paragraph, as allegedly containing subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention.

Specifically, the Examiner stated that the specification does not enable a person skilled in the art to use the invention commensurate in scope with the claims. Additionally, the Examiner stated that the specification fails to enable one of skill in the art to practice the invention without undue experimentation. The Examiner based this rejection upon the specification allegedly failing to teach a method, and failing to disclose examples, of preventing psoriasis, dermatitis or eczema by using the adhesive patch.

While Applicant disagrees with the Examiner's rejection, Applicant has cancelled herein from the claims, embodiments directed toward preventing psoriasis, dermatitis or eczema by using the adhesive patch. Specifically, claims 82 and 84 have been amended herein to obviate the rejection of claims 82-89 under 35 USC § 112, first paragraph.

Withdrawal of the rejection of claims 82-89 under 35 USC § 112, first paragraph is respectfully requested.

Allowable Subject Matter

Applicant acknowledges the allowance of claims 1-9 and 11-81.

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (612) 373-6939 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743


Respectfully submitted,

JANE NICHOLS ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6939

Date 3/14/04

By 
Gary J. Speier
Reg. No. 45,458

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16 day of March, 2004.

Candis B. Buending

Name

Signature

